IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 112 of 2005 (S/B)

1. Hardeo Singh
   S/o Bahadur Singh,
   Extension training Officer,
   Extension training Centre, Rudrapur,
   Udham Singh Nagar, Uttaranchal.
2. Vinod Kumar Mishra,
   S/o Mahasukh Mishra,
   Extension Training Officer,
   Extension Training Centre, Rudrapur,
   Udham Singh Nagar. …… Petitioners

Versus

1. The Secretary,
   Rural Development Department,
   Uttaranchal Govt., Dehradun.
2. Commissioner,
   Rural Development,
   Pauri, Uttaranchal.
3. Deputy Commissioner (Administration),
   Rural Development,
   Pauri, Uttaranchal.
4. Virendra Pratap Singh,
   Senior Instructor working in R.I.R.D.,
   Pauri. …… Respondents

Mr. S.S. Yadav, Advocate for the petitioners.
Mr. J.P. Joshi, Addl. Chief Standing Counsel for respondents Nos. 1 to 3.

Coram: Hon. Cyriac Joseph, C.J.
Hon. Rajesh Tandon, J.

ORAL JUDGMENT: (Per Hon'ble the Chief Justice)

1. The petitioners are presently working as Extension Training Officers in Regional Rural Development Institution, Rudrapur. According to the petitioners, they have completed 25 years of service and they are entitled to get a higher scale of pay in view of Annexure 10 Government Order dated 22.10.2001. It is stated that though the petitioners made representations to the authorities, no favourable orders have been passed. In such circumstances, the petitioners have filed this writ petition praying for a direction to respondent No. 2 to fix the salary of the petitioners as per Government Order No. 345/Vi-Anu-3/01 dated 22.10.2001 and to give arrears of salary to the petitioners from 22.10.2001.

2. Learned counsel for the petitioners submits that, for the time being, the petitioners will be satisfied if the second respondent is directed to consider their representations and to pass appropriate orders within a stipulated period. Learned counsel further submits that the representation submitted by the first petitioner was forwarded to the second respondent by the Principal of the Regional Rural Development Institution, Rudrapur along with Annexure 6 Letter dated 13.08.2004. Similarly, the representation of the second petitioner was forwarded by the Principal to the second respondent along with Annexure 9 Letter dated 02.04.2005.

3. Having regard to the facts and circumstances of the case, we are of the view that interest of justice requires that the second respondent should be directed to consider and pass appropriate orders on the representations submitted by the petitioners. Mr. J.P. Joshi, learned Addl. Chief Standing Counsel who accepted notice for the second respondent submits that he has no objection in this Court giving such a direction to the second respondent.

4. Hence, the writ petition is disposed of with a direction to the second respondent Commissioner, Rural Development, Pauri to consider the representations of the petitioners forwarded along with Annexure 6 and Annexure 9 Letters of the Principal, Regional Rural Development Institution, Rudrapur as expeditiously as possible and at any rate, within a period of three months from the date of receipt of a copy of this judgment.

5. The petitioners shall produce a copy of this judgment along with a copy of this writ petition before the second respondent for information and compliance.

(Rajesh Tandon, J.) **(Cyriac Joseph, C.J.)**
16.06.2005 **16.06.2005**

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